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8 # UNITED STATES DISTRICT COURT

9 EASTERN DISTRICT OF CALIFORNIA

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11 BENJAMIN JUSTIN BROWNLEE,   Case No. 1:20-cv-01081-BAM (PC)

12   Plaintiff,   ORDER TRANSFERRING CASE TO THE
                                                 SACRAMENTO DIVISION OF THE
13   v.   EASTERN DISTRICT OF CALIFORNIA

14 HUBBARD, *et al.*,

15   Defendants.

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17   Plaintiff Benjamin Justin Brownlee ("Plaintiff"), a state prisoner proceeding *pro se*, has

18 filed this civil rights action pursuant to 42 U.S.C. § 1983, together with a motion to proceed *in*

19 *forma pauperis* pursuant to 28 U.S.C. § 1915.

20   In his complaint, Plaintiff alleges violations of his civil rights that took place in

21 Sacramento County, which is part of the Sacramento Division of the United States District Court

22 for the Eastern District of California. Therefore, the complaint should have been filed in the

23 Sacramento Division.

24   Pursuant to Local Rule 120(f), a civil action which has not been commenced in the proper

25 court may, on the court's own motion, be transferred to the proper court. Therefore, this action

26 will be transferred to the Sacramento Division. This Court will not rule on Plaintiff's request to

27 proceed *in forma pauperis*.

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1   Good cause appearing, IT IS HEREBY ORDERED that:

2   1. This action is transferred to the United States District Court for the Eastern District of

3   California sitting in Sacramento; and

4   2. All future filings shall refer to the new Sacramento case number assigned and shall be

5   filed at:

6   United States District Court
             Eastern District of California
7   501 "I" Street, Suite 4-200
8   Sacramento, CA 95814

9   3. This Court has not ruled on Plaintiff's request to proceed *in forma pauperis*.

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IT IS SO ORDERED.

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12   Dated: **August 6, 2020**   /s/ *Barbara A. McAuliffe*   _
                                          UNITED STATES MAGISTRATE JUDGE
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